IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA WESTERN DIVISION

NO. 5:04-CR-211-1BO

UNITED	STATES	OF	AMERICA)
)
v.)
)
DAVID A	. PASS	ARO)

MOTION TO DESTROY FIREARMS

The United States of America, by the United States Attorney for the Eastern District of North Carolina, requests that the Court enter an order authorizing the Government to destroy all firearms and ammunition seized in this matter, pursuant to the All Writs Act, 28 U.S.C. § 1651. A memorandum in support of this motion is filed contemporaneously.

Respectfully submitted this 24th day of March, 2010.

GEORGE E.B. HOLDING UNITED STATES ATTORNEY

NC State Bar No. 12586

BY: /s/ Stephen A. West
STEPHEN A. WEST
Assistant United States Attorney
Attorney for Plaintiff
Civil Division
310 New Bern Avenue
Federal Building, Suite 800
Raleigh, North Carolina 27601-1461
Telephone: (919) 856-4530
Facsimile: (919) 856-4821
E-mail: steve.west@usdoj.gov

CERTIFICATE OF SERVICE

I do hereby certify that I have this 24th day of March, 2010, served a copy of the foregoing motion upon the below-listed party by placing a copy of the same in the U.S. Mails, addressed as follows:

David A. Passaro Reg. No. 24708-056 Federal Medical Center PMB 4000 Rochester, MN 55903

GEORGE E.B. HOLDING UNITED STATES ATTORNEY

NC State Bar No. 12586

BY: /s/ Stephen A. West
STEPHEN A. WEST
Assistant United States Attorney
Attorney for Plaintiff
Civil Division
310 New Bern Avenue
Federal Building, Suite 800
Raleigh, North Carolina 27601-1461
Telephone: (919) 856-4530
Facsimile: (919) 856-4821
E-mail: steve.west@usdoj.gov